

## THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant:

Kevin R. Lynch, et al.

Customer No. 34444

Serial No.

10/578,216-

Art Unit:

Unknown

Filed:

May 3, 2006

Examiner:

Unknown

Title:

Orally Available Sphingosine 1-Phosphate Receptor Agonists and Antagonists

Certificate of Mailing Under 37 CFR §1.8

I hereby certify that this correspondence is being deposited with the United States Postal Service using First Class Service under 37 C.F.R. § 1.8 on the date indicated below and is addressed to Commissioner for Patents, PO Box 1450, Alexandria, VA 22313-1450.

Date: October 4, 2006

Shawn J. Harris

## TRANSMITTAL OF INFORMATION DISCLOSURE STATEMENT UNDER 37 C.F.R. 1.97(b)(3)

Commissioner for Patents PO Box 1450 Alexandria, VA 22313-1450

Sir:

Submitted herewith please find an Information Disclosure Statement for the above identified application, consisting of Form PTO/SB/08A along with eleven (11) foreign patent applications. The Information Disclosure Statement is being filed before the mailing date of a first Office Action on the merits per 37 C.F.R. 1.97(b)(3).

Applicants respectfully submit that the filing of this Information Disclosure Statement is not a representation that a prior art search was conducted or that the information cited is material to the patentability of the invention as defined in 37 CFR § 1.56, or that any cited document is prior art. Applicants request that the Examiner consider the references, determine their relevance to the present application, if any, and list the references on the face of any patent which may issue from the present application. Applicants further request that an initialed copy of Form PTO/SB/08A be returned to applicants.

Attorney Docket No. 00944-03 U. S. Patent Application Serial No. 10/578,216 Page 2 of 2

No fees are believed to be due for this submission. If this belief is in error, the Commissioner is hereby authorized to charge any fees due for this submission to Deposit Account No. 50-0423, as well as credit any refunds.

Respectfully submitted,

October 4, 2006

Rodney L. Sparks

Registration No. 53,625

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Fax: (434) 924-2493

Approved for use through 07/31/2006. OMB 0651-0031
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DEMARKO	7			Application Number	10/578.216			
INFORMATION DISCLOSURE		Filing Date	05/03/06					
	TATEMENT BY AP			First Named Inventor	Kevin R. Lynch			
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			U. S. PATENT	DOCUMENTS	
Examiner Initials*	Cite No.1	Document Number  Number-Kind Code <sup>2 (If known)</sup>	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear
	1	<sup>US-</sup> 6,069,251	05/30/2000	Thurkauf, et al.	Entire Document
	2	us- 5,405,988	04/11/1995	Klar, et al.	Entire Document
	3	<sup>US-</sup> 4,939,130	07/03/1990	Jaeggi, et al.	Entire Document
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	FOREIGN PATENT DOCUMENTS									
Examiner Initials*	Cite No. <sup>1</sup>		atent Document  le <sup>3-</sup> Number <sup>4-</sup> Kind Code <sup>5</sup> (if known)		Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear	T6		
	4	wo	2004/010987	A2	07/23/2003	Brinkmann, et al.	Entire Document			
	5	wo	02/076995	A2	10/03/2002	Albert, et al.	Entire Document			
	6	wo	2004/103306	A2	12/02/2004	Pan, et al.	Entire Document			
	7	wo	2004/096752	A1	11/11/2004	Hinterding, et al.	Entire Document			
	8	wo	2004/028521	Α2	04/08/2004	Foster, et al.	Entire Document			

Examiner Signature	Date Considered	

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This collection of information is required by 37 CFR 1.97 and 1.98. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 2 hours to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

PTO/SB/08a (08-03)

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INF	ORMATION DISC	LOSURE	Filing Date	05/03/06		
	ATEMENT BY AP		First Named Inventor	Kevin R. Lynch		
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Examiner Initials*	Cite No.1		Patent Document  ode <sup>3-</sup> Number <sup>4-</sup> Kind Code <sup>5</sup> ( <i>if known</i> )		Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear	T⁵		
	9	WO	2004/024673	<b>A</b> 1	03/25/2004	Buehlmayer, et al.	Entire Document			
	10	wo	2004/017917	A2	03/04/2004	Evans, et al.	Entire Document			
	11	wo	2004/103279	A2	12/02/2004	Colandrea, et al.	Entire Document			
	12	wo	03/061567	A2	07/31/2003	Doherty, et al.	Entire Document			
	13	wo	03/059880	A1	07/24/2003	Sankyo Company, Ltd.	Entire Document			

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Examiner	Cite	Document Number	U. S. PATENT I	Name of Patentee or	Pages, Columns, Lines, Where
Initials*	No.1	Number-Kind Code <sup>2 (if known)</sup>	MM-DD-YYYY	Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear
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	FOREIGN PATENT DOCUMENTS								
Examiner Initials*	Cite No. <sup>1</sup>	Foreign Patent Document  Country Code <sup>3-</sup> Number <sup>4-</sup> Kind Code <sup>5</sup> (if know	wn)	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear	T <sup>6</sup>		
	14	WO 02/092068	A1	11/21/2002	Ono Pharmaceutical	Entire Document			
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Examiner	Date	
Signature	Considered	

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